

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA**

COMPSOURCE OKLAHOMA, Individually and on behalf of all others similarly situated, <i>Plaintiff,</i> v. BNY MELLON, N.A., <i>Defendant.</i>	Civil Action No. 08-469-KEW
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**PLAINTIFF COMPSOURCE OKLAHOMA'S UNOPPOSED MOTION TO STAY
BRIEFING SCHEDULE ON PLAINTIFF'S MOTION FOR RELIEF
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 23(d) [DE # 87]**

Plaintiff CompSource Oklahoma, by and through its undersigned counsel, hereby moves the Court for the entry of an order staying the briefing schedule on Plaintiff's Motion for Relief Pursuant to Federal Rule of Civil Procedure 23(d) [DE # 87] (the "Motion for Relief"), and states as follows:

1. The undersigned has discussed the relief sought by way of this Unopposed Motion and is authorized to advise the Court that Defendant consents to the entry of an Order granting this Unopposed Motion.

2. On October 30, 2009, counsel for the parties engaged in a telephone conference lasting approximately ninety (90) minutes regarding the substantive issues and relief requested in the Motion for Relief. As a result of these discussions, the need for the Court to rule on the pending Motion for Relief *may* be obviated. To that end, counsel for the parties are scheduled to again discuss the substantive issues and relief requested in the Motion for Relief on November 3, 2009.

3. In order to preserve the resources of the Court and counsel, Plaintiff CompSource Oklahoma hereby respectfully requests that the Court enter an Order staying the briefing schedule relative to the Motion for Relief until such time as Plaintiff CompSource Oklahoma notifies the Court that an impasse has been reached.

4. The parties reserve all arguments as to the Motion for Relief, including whether the Motion for Relief complies with Local Rule 7.1(g).

5. A proposed Order is being submitted to the Court in accordance with the ECF guidelines for the United States District Court for the Eastern District of Oklahoma.

Dated: October 30, 2009

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CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2009, I caused a true and correct copy of Plaintiff's Motion for Relief pursuant to Federal Rule of Civil Procedure 23(d) to be filed electronically with the Clerk of court through ECF, and that ECF will send an e-notice of the electronic filing to the following:

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